



GRANADA SANITARY DISTRICT  
OF SAN MATEO COUNTY

**MINUTES**  
**BOARD OF DIRECTORS**  
**SPECIAL MEETING**  
**April 24, 2008**

**CALL SPECIAL MEETING TO ORDER:** The Special Meeting of the Board of Directors of the Granada Sanitary District was called to order by President Woren at 6:42 p.m.

**ROLL CALL:** Directors: President Leonard Woren, Vice President Ron Fenech, Secretary Ric Lohman, Treasurer Gael Erickson, Board Member Matthew Clark.

Staff: General Manager Chuck Duffy, and District Administrator Delia Comito. District Counsel Jonathan Wittwer participated during Closed Session via teleconference.

**ADJOURN TO CLOSED SESSION**

1. **Conference with Legal Counsel – Anticipated Litigation or Significant Exposure to Litigation (Government Code Section 54956.9(b)), three potential cases.**
2. **Conference with Legal Counsel – Potential Initiation of Litigation (Government Code Section 54956.9(c)), two potential cases.**
3. **Conference with Real Property Negotiator (Government Code Section 54956.8).**  
Property: APN 047-262-010  
Agency negotiator: General Manager Chuck Duffy  
Negotiating parties: San Mateo County Harbor District and Granada Sanitary District  
Under Negotiation: Instruction will concern both price and terms of payment.
4. **Public Employee Performance Evaluation: District Administrator (Government Code Section 54957).**
5. **Public Employee Performance Evaluation: Administrative Assistant (Government Code Section 54957).**
6. **Conference with Labor Negotiator Chuck Duffy and Board of Directors (Government Code Section 54957.6).**  
Agency designated representative: Chuck Duffy  
Unrepresented employee: District Administrator.
7. **Conference with Labor Negotiator Chuck Duffy and Board of Directors (Government Code Section 54957.6).**  
Agency designated representative: Chuck Duffy  
Unrepresented employee: Administrative Assistant.

**8. Conference with Legal Counsel – Existing Litigation (Government Code Section 54956.9(a)), three cases:**

**Granada Sanitary District v. McElherron – San Mateo County Superior Court  
Case No. CV 417713**

**v. Peter and Pamela Josselyn - San Mateo County  
Superior Court Case No. CV 417718**

**v. Peter Josselyn - San Mateo County Superior Court  
Case No. CV 417723**

**RECONVENE TO OPEN SESSION**

President Woren announced that the Board took no reportable action in the Closed Session.

**GENERAL PUBLIC PARTICIPATION**

President Woren announced the upcoming Snap-shot Day. Director Lohman requested that an Urgency Item be placed on this agenda:

**Consideration of District Response to Assembly Bill 1991.**

**ACTION:** Director Lohman moved to find that the item came to the attention of the District Board subsequent to the posting of the agenda, and that it requires action before the next regular board meeting. (Lohman/Clark). Approved 5-0.

The Urgency Item will be heard after Item 6.

**ACTION AGENDA**

**1. Consideration of Application for Relief from Mandatory Garbage Collection -  
Applicant: Susan Guthrie Evans, Address: 622 Sonora, El Granada.**

An email received the day of the meeting from Chris Porter, General Manager of Seacoast Disposal, was distributed. She opposed the relief and suggested that the applicant change from 30-gallon service to the 20-gallon service to lower the rate from \$12.50 to \$8.71 monthly.

**ACTION:** Director Lohman moved to deny the request for relief from Mandatory Garbage Collection, and to advise the applicant of the 20-gallon service available to her, and to refund the relief application fee of \$150. (Lohman/Fenech) Approved 5-0.

**2. Consideration of Sewer Authority Mid-Coastside Draft Fiscal Year 2008-2009  
Operating and Capital Budgets.**

The General Manager reviewed the proposed SAM budget and pointed out the increases in operating and collection costs. SAM Supervisor Tony Pullin was present and answered questions from the Board. The budgets will be brought back in front of the Board at the May meeting along with the accompanying Resolutions of Approval.

**3. Consideration of Sewer Authority Mid-Coastside Proposed Project and Budget -  
Wet Weather Storage Project and Associated Resolution of Approval.**

Chuck Duffy reviewed the issues surrounding the wet weather storage project, in light of Half Moon Bay's previous rejection of their share of funding for the project. Depending on the official action taken at the next Half Moon Bay City Council meeting, the project could move forward in the future as a two member agency project with Montara Water and Sanitary District.

**4. Consideration of Draft LAFCo Municipal Service Review and District Response.**

LAFCo Executive Director Martha Poyatos provided a review of the draft document, and explained in detail the nine areas of determination that needed to be made by LAFCo. She also reported that she had incorporated many of the District's comments from the letter sent by the GSD General Manager. The revised report is to be circulated at the beginning of next month. Ms. Poyatos strongly suggested that the District look at the nine areas of determination individually. Additional comments to LAFCo must be received by the beginning of next week. President Woren asked the General Manager to review the comment letter submitted by the Montara Water and Sanitary District. The revised report will be brought back for Board review at the next meeting.

**5. Consideration of District Administrative Fee Structure and Amendment of Fee Resolution.**

After a review of the fee changes proposed, the Board requested that the current fee for Reimbursement Agreements of \$1,000 change to \$250, and that the copying fee remain at 10 cents per page with the first four pages free.

**ACTION:** Director Lohman moved to approve the District Fee Resolution presented as amended. (Lohman/Erickson). Approved 5-0.

**6. Consideration of Private Wastewater System Regulations and Related Ordinance.**

The General Manager explained that these regulations had been drafted based upon the standards contained in various County ordinances, as well as with input from engineering staff.

**ACTION:** Director Clark moved to approve the Regulations and Ordinance, subject to: 1) adding a section to the ordinance that requires applicants to connect to the public sewer if this requirement is not included elsewhere in the District Code, and 2) add a definition for the term "flood plain". (Clark/Erickson). Approved 5-0.

**Urgency Item: Consideration of District Response to Assembly Bill 1991.**

Director Lohman distributed a District position letter to Anna M. Caballero, Chair, California State Assembly Committee on Local Government. The bill would allow the City of Half Moon Bay to approve a new housing development project that would not be subject to existing environmental statutes and requirements such as CEQA and NEPA. The bill was proposed due to a recent large monetary judgment against Half Moon Bay in a lawsuit by the developer. The Board was in agreement that this proposed legislative action sends a dangerous precedent, and has the potential to harm the environment.

**ACTION:** Director Lohman moved to approve sending the letter protesting the passage of this proposed legislation as revised by the Board. (Lohman/Erickson). Approved 5-0.

### **CONSENT AGENDA**

7. Approval of Special & Regular Meeting minutes for March 20, 2008.
8. Approval of April 2008 warrants totaling \$204,924.17 (Ck #1341-1355 & #3000-3024).
9. Approval of Assessment District distribution #09 for \$ 4,265.83.
10. Approval of March 2008 Financial Statements.

**ACTION:** Director Clark moved to approve the Consent Agenda. (Clark/Erickson).  
Approved 5-0.

### **DIRECTORS' COMMENTS AND COMMITTEE REPORTS**

#### **11. Sewer Authority Mid-Coastside.**

The Board generally discussed the SAM budget process and project approval process.

#### **12. Report on other seminars, conferences, or committee meetings.**

Director Fenech discussed his training seminar relating to the CERT program – Community Emergency Response Team.

### **INFORMATION CALENDAR**

13. Attorney's Report.
14. Treasurer's Report.
15. General Manager's Report.
16. Administrator's Report.
17. Engineer's Report.

### **ADJOURN TO CLOSED SESSION**

#### **3. Conference with Real Property Negotiator (Government Code Section 54956.8).**

Property: APN 047-262-010

Agency negotiator: General Manager Chuck Duffy

Negotiating parties: San Mateo County Harbor District and Granada Sanitary District

Under Negotiation: Instruction will concern both price and terms of payment.

### **RECONVENE TO OPEN SESSION**

President Woren announced that the Board took no reportable action in the Closed Session.

### **ADJOURN SPECIAL MEETING**

The Special Meeting was adjourned at 11:15 p.m.

SUBMITTED BY:

APPROVED BY:

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Chuck Duffy, General Manager

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Ric Lohman, Secretary

Date Approved: May 15, 2008